

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
June 15, 2000**

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, on June 15, 2000, at 5:00 p.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on June 5, 2000, to each and every member of said Board, said date being at least five days prior to this June 15, 2000 meeting. At the above-named place there were present the following members to wit: Mr. Thomas W. Colbert, Mr. William Sterling Crawford, Dr. Stacy Davidson, Ms. Ricki R. Garrett, Mr. Bryce Griffis, Dr. D. E. Magee, Jr., Dr. Bettye Henderson Neely, Ms. Virginia Shanteau Newton, Mr. Carl Nicholson, Jr., Mr. Scott Ross, and Ms. Amy Whitten. Mr. J. Roy Klumb was absent. The meeting was called to order by Mr. Carl Nicholson, President, and opened with prayer by Ms. Virginia Shanteau Newton.

BOARD APPOINTMENTS

Pursuant to Article 4, Section 103 and Article 8, Section 213-A of the Mississippi Constitution of 1890, and by Section 37-101-3 of the Mississippi Code of 1972, the Governor made the following appointments to the Board of Trustees of State Institutions of Higher Learning to serve a twelve-year term of office ending May 8, 2012. The appointment was as follows:

NAME	CITY/TOWN	DISTRICT
Dr. Bettye H. Neely	Grenada, MS	Fourth Congressional District

APPROVAL OF THE MINUTES

On motion by Mr. Crawford, seconded by Ms. Whitten, and unanimously passed by those present, it was

RESOLVED, That the Minutes of the meeting held on May 18, 2000, stand approved.

UNANIMOUS CONSENT (UC)

On motion by Mr. Crawford, seconded by Ms. Newton, and unanimously passed by those present, it was

RESOLVED, That consent to be considered is granted to all items not previously placed on the agenda and hereinafter reported.

ADMINISTRATION/POLICY
Presented by Dr. Thomas Layzell
Commissioner of Higher Education

On motion by Mr. Colbert, seconded by Mr. Crawford, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approves the agenda items #1 - #6, #8 - #10, and #12 as submitted in the following report on Administration/Policy. **UNANIMOUS CONSENT** items #13 and #14 were approved on a separate motion by Mr. Ross, seconded by Ms. Whitten and

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unanimously passed by those present.

System Administration

1. Approved amendment of the *Board Policies and Bylaws*—New Academic Programs and Units—as follows:

501.03 ~~NEW DEGREE PROGRAMS~~ NEW ACADEMIC PROGRAMS AND UNITS

~~New degree program requests~~ Requests to establish new degree programs, colleges, schools, departments, institutes, and centers will be considered by the Board on a schedule and in accordance with guidelines and procedures to be determined by the Commissioner after consultation with the Institutional Executive Officers. In developing such guidelines and procedures, the Commissioner shall consider state, system, and institutional priorities, institutional missions, institutional performance, comparative funding, and other appropriate criteria. All ~~new program~~ requests not receiving final action by the Board within nine months from the date of the original submission must be updated and resubmitted before being considered by the Board.

2. Approved amendment of the *Board Policies and Bylaws*—Tort Claims Funds; Automobile Liability—as follows:

712.06 TORT CLAIMS FUND; AUTOMOBILE LIABILITY

In order to promote the safe operation of motor vehicles in the system, the Commissioner shall develop a motor vehicle procedures manual after consultation with the Institutional Executive Officers. The manual shall be distributed to the universities and other units under the jurisdiction of the Board.

3. Approved amendment of the *Board Policies and Bylaws*—Environmental Report—as follows:

901.0404 ENVIRONMENTAL REPORT

Prior to Board consideration of the purchase or acceptance of real estate from any source, a Phase I Environmental Report satisfactory to the Board shall be completed by qualified personnel and submitted to the Board Office. In the event hazardous substances are confirmed as having existed in the past or as presently existing, the Board reserves the right to cancel the transaction without liability, or to permit the other party or parties to remove the hazardous substances at its or their expense in a manner sufficient to receive a “no further action” letter from the State’s Department of Environmental Quality. Wetlands or other environmental restrictions on the property are to be identified.

4. Approved appointments to serve on the Mississippi University Research Authority (MURA) in accordance with the Mississippi University Authority Act, as follows:

- a. Dr. Felix Okojie, Interim Vice President for Research & Development, Jackson State University;
- b. Dr. Donald R. Cotten, Vice President for Research, University of Southern Mississippi;
- c. Dr. Robert A. Altenkirch, Vice President for Research, Mississippi State University; and
- d. Dr. Ronald F. Borne, Interim Associate Vice Chancellor for Research, University of Mississippi.

President of Mississippi Education and Research Group (MERG)

By virtue of the Act, the following are Authority members by statute without Board appointments:

- e. Vice President of the Board of Trustees—Mr. William Crawford;
- f. Executive Director of Economic and Community Development—Mr. James C. Burns, Jr., or his designee—Mr. Steve Pittman, Legal Counsel, Mississippi Department of Economic and Community Development;
- g. President of the Mississippi Resource Development Corporation—Dr. Phil Pepper, IHL;
- h. Commissioner of Higher Education—Dr. Thomas D. Layzell, Ex-Officio, non-voting member.

Appointments are effective July 1, 2000 through June 30, 2001 (*Board Policies and Bylaws* Section 808.1).

5. Approved dates and locations of the 2000-2001 Board meetings, as follows:

May 18, 2000	Board Office
June 15, 2000	Board Office
July 20, 2000	Board Office

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****August 17, 2000**
September 21, 2000
 October 19, 2000
 November 16, 2000
***December 21, 2000**
January 18, 2001
 February 15, 2001
 March 15, 2001
 April 19, 2001

Board Retreat
Delta State University, Cleveland, MS
 Board Office
 Board Office
Subject to Call
Mississippi Valley State University, Itta Bena, MS
 Board Office
 Board Office
 Board Office

***Subject to Call**

****Board Retreat - August 16-17, 2000 - USM Gulf Park Conference Center, Long Beach, MS**

6. Emergency approval to re-budget categories in the Intercollegiate Athletics Budget and the Auxiliary Enterprises Budget for The University of Mississippi was granted by Commissioner Thomas D. Layzell per *Board Policies and Bylaws* 701.06, as follows:

Object of Expenditure	Current Budget 1999-2000	Budget Revision #3	Revised Budget 1999-2000
Salaries, Wages & Fringe Benefits	\$ 5,968,847	(\$ 50,000)	\$ 5,918,847
Travel & Subsistence	2,416,720	0	2,416,720
Contractual Services	6,552,147	176,288	6,728,435
Commodities	1,483,110	16,242	1,499,352
Merchandise for Resale	93,600	(6,348)	87,252
Capital Outlay:			
Other than Equipment	0	0	0
Equipment	378,604	(98,182)	280,422
Subsidies, Loans & Grants (Transfers)	<u>3,406,592</u>	<u>(38,000)</u>	<u>3,368,592</u>
TOTAL:	<u>\$20,299,620</u>	<u>\$0</u>	<u>\$20,299,620</u>

Object of Expenditure	Current Budget 1999-2000	Budget Revision #3	Revised Budget 1999-2000
Salaries, Wages & Fringe Benefits	\$ 6,504,999	(\$ 28,000)	\$ 6,476,999
Travel & Subsistence	112,875	(8,000)	104,875
Contractual Services	5,427,043	(2,920)	5,424,123
Commodities	1,355,337	51,000	1,406,337
Merchandise for Resale	3,508,995	(248,443)	3,260,552
Capital Outlay:			
Other than Equipment	0	0	0
Equipment	964,736	259,920	1,224,656
Subsidies, Loans & Grants (Transfers)	<u>2,464,578</u>	<u>(23,557)</u>	<u>2,441,021</u>
TOTAL:	<u>\$20,338,563</u>	<u>\$0</u>	<u>\$20,338,563</u>

7. **Information Item.** Report of the Summary of FY 2000 Scholarships, Tuition Waivers, Graduate Assistantships, and Fellowships from Educational and General Funds. A copy of the report is included in the *June 15, 2000 Board Working File*.
8. Approved the FY 2001 Athletic Budgets. A copy of the budgets is included in the *June 15, 2000 Board Working File*.
9. Approved the FY 2001 Operating Budgets for the eight universities and separately budgeted units. A copy of the budgets is included in the bound *June 15, 2000 Board Working File*.
10. Approved the FY 2001 *Ayers* Implementation Expenditures. A copy of the proposed expenditures is included in the bound *June 15, 2000 Board Working File*.
11. **Information Item.** On May 24, 2000, Judge Biggers entered an order concerning the Endowment Trust Fund guidelines approved by the Board at the April meeting. A copy of the

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order and the guidelines is included in the bound *June 15, 2000 Board Working File*.

12. Approved the resolution commending the memory of Dr. Samuel B. Johnson. **(See Exhibit 1.)**
13. **(UC)** Approved appointment of Terry Coggins, the Radiological Safety Officer at Mississippi State University, for a four-year term beginning August 2000 and ending August 2004 as the representative to the Radiation Advisory Council pursuant to Section 45-14-9 of the Mississippi Radiation Protection Act of 1976.
14. **(UC)** Emergency approval of foreign travel was granted by Commissioner Thomas D. Layzell per *Board Policy* 705.0103 for the following:

Jackson State University

Appleton, Kevin	South Africa
Hagelberg, Frank	Menton, France
Lexzczynski, Jerzy	Menton, France

Mississippi State University

Kadende, Rose M.	Bujumbura, Burindi
Taylor, Christopher M.	La Paz, Mexico

University of Southern Mississippi

Chambers, Douglas	Jamaica
Paprzycki, Marcin	Bulgaria

PERSONNEL

Presented by Dr. Thomas Layzell
Commissioner of Higher Education

On motion by Mr. Ross, seconded by Ms. Whitten, with Dr. Magee abstaining, it was

RESOLVED, That the Board hereby approves the following report on Personnel. **UNANIMOUS CONSENT** items were approved on a separate motion by Mr. Ross, seconded by Ms. Whitten, and unanimously passed by those present.

1. The Personnel Report for June 1, 2000, is composed of **699 regular personnel actions** in the following categories:

EMPLOYMENT

Alcorn State University

Guyton, Prentiss

Delta State University

Lowe, John, III
Magee, Lawrence Lee

Jackson State University

Guillory, Monique A.

Mississippi State University

Bruce, Jerry W.
Bruce, Lori M.
de Haas, Gayle L.
Hollingsworth, Danny P.
Pappas, Jeffrey L.

Mississippi Valley State University

Joiner, Burnett
Stuart, Edwin J.
Rezaei, Ali R.

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University of Mississippi
Urgo, Joseph

University of Mississippi Medical Center
Griffin, Mervin
Shettar, Shashidhar M.

University of Southern Mississippi
Dixon, Clifton V., Jr.

System Administration
Pickett, Charles
Vigil, Edward

CHANGE OF STATUS

Delta State University
Barr, Karen
Corley, Daniel J.
Dykes, Christopher J.
Flemmons, Bethany Mae
Moss, Steven E.
O’Sullivan, John
Ouzts, James W.
Owen, Eugene K.
Phillips, Patricia B.
Reynolds, Angela L.
Smith, Chad
Smith, Michael D.
Snow, Marilyn S.
Stone, Carolyn
Terrell, Melanie

Mississippi State University
Cleveland, O. A.

Mississippi University for Women
Hunt, Joyce M.
Brown, Rochelle

Mississippi Valley State University
Black, Patricia (UC)
Burton, Beatrice (UC)
Ekanem, Christopher (UC)
Handy, Priscilla (UC)
Odezah, Sunday (UC)
Sitton, James (UC)

University of Mississippi
Abdulrahman, Mustafa S.
Ahmad, Aftab
Ahmed, Ismail Y.
Ammeter, Anthony

Mississippi State University
Lee, J. Charles

Mississippi Valley State University
Chappell, Larry
Hudspeth, Harvey

University of Southern Mississippi
Boudreaux, Laura Jane

TERMINATION

Alcorn State University
Johnson, Albert

Barrett, James C.
Christian, John C., Jr.
Cromer, Bob
Croom, Edward M.
Ferris, Gerald
Gardiner, Ellen F.
Miras, Sophie
Shelnutt, Greg
Taylor, Merlin L.
Varland, Rooth
Williams, James S.

University of Mississippi Medical Center
Ball, G. Christopher
Cady, James
Castle, Mona M.
Escude, Craig L.
Moore, Linda E.

Patel, Rajesh
Reid, Richard C.
Rohan, Kelly
Tate, Crystal L.
Willis, Walter

University of Southern Mississippi
Bowers, Richard
Hogrefe, R. Charles
Kersh, Mildred E.

NULLIFICATION OF EMPLOYMENT

University of Mississippi Medical Center
Rhoden, Sandra Allen

EMERITUS/EMERITA STATUS

University of Southern Mississippi

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Ivey, Thomas T.
Wheat, Edward M.

NECROLOGY

University of Mississippi Medical Center
Johnson, Samuel B.

SABBATICAL LEAVES

Mississippi State University

Bartlett, Jack L.
Boling, Robert B.
Clynch, Edward J.
Criss, Shannon R.
Decker, Roy T.
Freeman, Pamela B.
Gootee, Marita L.
Gunter, John E.

FACULTY TENURE

Mississippi University for Women

Carson, David D.
Donat, Patricia L. N.
Gullette, Donna
Harmon, Michelle G.
Hunt, Barbara G.
Lesley, J. Bruce
Millikin, Richard
Rush, Melinda
Seailles, Heloise

Haug, Charles J.
Hendren, Glen R.
Holt, Lynn
Johnson, Gary P.
Lyons, Richard J.
Ma, Wenchao
Minchew, Sue S.
Patteson, Richard F.
Razzaghi, Mohsen
Reed, Jerry F.
Rigsby, John T.
Saebo, Svein
Weerakkody, Govinda J.
Wolf, Richard B.
Xu, Xiaohu

Stratynier, Leslie
Ommeren, Roger Van
Wenstrom, Jane Hurley

Mississippi Valley State University

Hudspeth, Harvey
White, Stacy

LEAVE WITHOUT PAY

Jackson State University

Fletcher, Betty Ward

- a. Approved the University Hospital medical staff reappointments for 2000-2002. A copy of the reappointments is included in the bound *June 15, 2000 Board Working File*.
- b. Approved the University Hospitals and Clinics–Nursing Center–Durant medical staff reappointments for 2000-2002. A copy of the reappointments is included in the bound *June 15, 2000 Board Working File*.

ATHLETICS

Presented by Dr. Thomas Layzell
Commissioner of Higher Education

On motion by Dr. Davidson, seconded by Mr. Crawford, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approves the following report on Athletics.

University of Mississippi

1. Approved termination of the following personnel: Darby Carmichael, James P. Harrison, and R. Keith Kessinger.

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System Administration

2. Approved request to expedite approval of the appointment of Willie Totten as Assistant Football Coach (Offensive Coordinator) and Instructor of Health, Physical Education and Recreation for Mississippi Valley State University.

LEGAL

Presented by Mr. Chuck Rubisoff
Special Assistant Attorney General

On motion by Ms. Whitten, seconded by Mr. Ross, and unanimously passed by those present, it was

RESOLVED, That upon review and recommendation of the Office of the Attorney General, the Board hereby approves agenda items #1, #4, #5, #6, #8, and #12. Agenda items #2, #3, and #9-#12 were approved on a separate motion by Mr. Crawford, seconded by Mr. Ross, with Mr. Nicholson abstaining from #3. Agenda item #7 was approved on a separate motion by Ms. Whitten, seconded by Mr. Ross, and unanimously passed by those present.

Mississippi University for Women

1. Approved agreement with Columbus Municipal School District to continue the public elementary school on campus and update the existing agreement and make it consistent with the state law. A copy of the agreement is included in the bound copy of the *June 15, 2000 Board Working File*.

University of Mississippi

2. Approved annexation of certain university property by the City of Oxford. The property includes lands adjoining the university golf course, land presently being leased to the Chamber of Commerce, five acres in Grand Oaks Subdivision, 463 acres in the Avent property, and thirty-eight acres adjoining Highway 6 Bypass.
3. Approved the request to execute a quitclaim deed granting the university's contingent remainder interest in a Hattiesburg apartment complex to Dr. Bennet York for \$5,000.

University of Mississippi Medical Center

4. Approved request to employ outside legal counsel, Mr. William H. Needle with the firm of Needle & Rosenberg, P.C., in Atlanta, Georgia to provide legal services as patent counsel. The hourly rate is \$300 plus expenses for Mr. Needle and \$165 to \$225 for associates with a maximum billing not to exceed \$60,000 through the fiscal year ending June 30, 2001.
5. Approved request to retain the law firm of Taylor, Covington & Smith, P.A., to review relevant documents and other activities deemed necessary for preparation of title opinions and related documents for real estate matters regarding donated pieces of property and purchase and sale of properties. The contractual agreement is for the period July 1, 2000 through June 30, 2001 and will not exceed \$10,000.
6. Approved settlement of a malpractice claim case styled, in the amount of \$65,000.

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University of Southern Mississippi

7. Approved request to enter into a contract with International Sports Properties, Inc., for sports marketing services, contingent upon review and recommendation of the Office of the Attorney General. Further, if Section III is implemented any negotiated agreement will be brought back to the Board for approval. A copy of the agreement is included in the bound *June 15, 2000 Board Working File*.

System Administration

8. Approved the Guidelines for Retention and Payment of Outside Counsel to be brought back as a policy for the July Board meeting. A copy of the guidelines is included in the bound *June 15, 2000 Board Working File*.
9. Approved payment of legal fees to outside counsel in relation to litigation, as follows:

Payment of legal fees for professional services rendered by Lawrence Bernstein (Statement dated 5/5/00) from the funds of University of Mississippi. (This statement represents services and expenses in connection with the UM radio station.)

TOTAL DUE\$1,281.48

Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (Statement dated 3/28/00) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with lease negotiations.)

TOTAL DUE\$98.00

Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 5/2/00, 4/20/00, and 4/11/00) from the funds of the University of Mississippi Medical Center. (These statements represents services and expenses in connection with Tri-Span Audit–\$9,023.11, \$17,069.55, and General–\$700.00.)

TOTAL DUE\$26,792.66

Payment of legal fees due for professional services rendered by Daniel Coker Horton & Bell (Statements dated 5/4/00) from the funds of the University of Mississippi Medical Center. (These statements represent services and expenses in connection with “Patricia Breeden”–\$2,096.10; “Personnel Matter”–\$812.50; “Thoma”–\$2,095.70; “Shack”–\$13,112.31; “Personnel Matter”–\$37.50; “1998 DOL Review”–\$50.00; “General”–\$540.20; and “Review of Faculty & Staff Handbook”–\$11,396.20.)

TOTAL DUE\$30,140.51

Payment of legal fees for professional services rendered by Hale & Dorr (Statement dated 4/27/00) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the RAMP Industries Superfund.)

TOTAL DUE\$236.93

Payment of legal fees for professional services rendered by Watkins & Eager (Statement

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dated 5/24/00) from the funds of The Board of Trustees of State Institutions of Higher Learning. (This statement represents services and expenses in connection with the *Ayers* case.)

TOTAL DUE\$10,576.63

Payment of legal fees for professional services rendered by Phelps Dunbar (Statement dated 5/22/00) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with the *Ray v. IHL* case.)

TOTAL DUE\$18,442.50

Payment of legal fees for professional services rendered by Lawrence Bernstein (Statement dated 5/5/00) from the funds of Mississippi University for Women. (This statement represents services and expenses in connection with the MUW radio station.)

TOTAL DUE\$682.50

Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (Statement dated 5/10/00) from the funds of Mississippi University for Women. (This statement represents services and expenses in connection with FEMA matter.)

TOTAL DUE\$250.00

Payment of legal fees for professional services rendered by David Raines (Statement dated 5/15/00) from the funds of The University of Southern Mississippi. (This statement represents services and expenses in connection with Point Cadet - Gorenflo.)

TOTAL DUE\$375.00

Payment of legal fees for professional services rendered by McGlinchey Stafford (Statement dated 5/2/99) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with “NLRB, Harrison, etc.”)

TOTAL DUE\$10,622.90

Payment of legal fees for professional services rendered by Brunini, Grantham, Grower & Hewes (Statement dated 5/15/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with Gospodarski.)

TOTAL DUE\$1,864.50

Payment of legal fees for professional services rendered by Daniel Coker Horton & Bell (Statement dated 5/16/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with a personnel matter.)

TOTAL DUE\$77.50

Payment of legal fees for professional services rendered by Taylor, Covington & Smith (Statement dated 4/17/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with the Lexington hospital transfer.)

TOTAL DUE\$1,458.00

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Payment of legal fees for professional services rendered by Butler, Snow, O’Mara, Stevens & Cannada (Statement dated 5/8/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with general advice.)

TOTAL DUE\$3,099.30

Payment of legal fees for professional services rendered by Watkins, Ludlam, Winter & Stennis (Statement dated 5/10/00) from the funds of Mississippi University for Women, subject to approval by the Attorney General. (This statement represents services and expenses in connection with general advice.)

TOTAL DUE\$250.00

Payment of legal fees for professional services rendered by Martin, Tate, Morrow & Marston (Statements dated 3/24/99 and 4/27/00) from the funds of Mississippi Valley State University, subject to the approval of the Attorney General. (This statement represents services and expenses in connection with “the NCAA investigation.”)

TOTAL DUE\$17,008.17

10. Approved payment of legal fees to outside counsel in relation to patent work for universities, as follows:

Payment of legal fees for professional services rendered by Needle & Rosenberg (Statements dated 4/27/00) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection obtaining patents on “Methods for Stabilization and Renaturation of Proteins Using Nucleolar Protein B23K”–\$8,813.20 and “Medical Gas Utility Stand”–\$171.28.)

TOTAL DUE\$8,984.48

Payment of legal fees for professional services rendered by Long, Aldridge & Norman (Statements dated 4/24/00, 4/17/00, 11/18/99, and 11/22/99) from the funds of Mississippi State University. (These statements represent services and expenses in connection with “Surfactant Process for Promoting Gas-Hydrate Formation and Application”–\$85.84; “Methods for Maize Transformation...”–\$4,802.81; “MS Supreme Bermuda Grass”–\$3,108.00; and “Scolytid Repellant”–\$1,165.00.)

TOTAL DUE\$9,161.65

Payment of legal fees for professional services rendered by Graham & James (Statements dated 1/21/00, 4/12/00, 3/8/00, 2/15/00, 11/30/99, 10/20/99, 10/20/99, 10/20/99, and 10/15/99) from the funds of The University of Mississippi. (These statements represent services and expenses in connection with various patent applications: 1/21/00 – \$14,516.19; 4/12/00 – \$824.02; 3/8/00 – \$1,113.58; 2/15/00 – \$1,815.27; 11/30/99 – \$3,775.26; 10/20/99 – \$1,515.26; 10/20/99 – \$930.00; 10/20/99 – \$660.00; and 10/15/99 – \$660.00.)

TOTAL DUE\$21,245.32

Payment of legal fees for professional services rendered by J. T. Martin (Statement dated 5/1/00) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with registrations of the mark “Living Blues.”)

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TOTAL DUE\$120.00

Payment of legal fees for professional services rendered by Long, Aldridge & Norman (Statements dated 5/5/00 and 5/12/00) from the funds of Mississippi State University. (This statement represents services and expenses in connection with patent work related to “PCT Patent App.”–\$843.00 and “Optical-Reflectance-Based Mass-Flow Sensor”–\$276.98.)

TOTAL DUE\$1,119.98

Payment of legal fees for professional services rendered by Long, Aldridge & Norman (Statement dated 5/3/00) from the funds of Mississippi State University. (This statement represents services and expenses in connection with patent application for “Method for Transformation of Cotton and Kenaf and Organogenic Regeneration.”)

TOTAL DUE\$3,867.32

Payment of legal fees for professional services rendered by Graham & James (Statement dated 5/12/00) from the funds of The University of Mississippi. (This statement represents services and expenses in connection with pharmaceutical patent work.)

TOTAL DUE\$3,698.11

11. Approved, upon review and recommendation of the Office of the Attorney General, the Litigation Report for June 1, 2000. The report is included in the bound *June 15, 2000 Board Working File*.
12. Approved settlement of a workers’ compensation case styled *Patricia Putnam vs. University of Mississippi Medical Center*.

FINANCE/FINANCIAL AID/FOREIGN TRAVEL

Presented by Mr. Jim Rhodes

Assistant Commissioner of Finance and Administration

On motion by Mr. Ross, seconded by Dr. Davidson, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approves the report on Finance/Financial Aid/Foreign Travel. **UNANIMOUS CONSENT** items were approved on a separate motion by Mr. Ross, seconded by Ms. Whitten, and unanimously passed by those present.

Jackson State University

1. Approved budget revision for the *Ayers* program funds. A copy of the revised budget is included in the *June 15, 2000 Board Working File*.

Mississippi University for Women

2. Approved request to contract with an independent certified public accounting firm to perform a financial statement audit for the year ended June 30, 2000.

University of Mississippi Medical Center

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3. Approved request to enter into an agreement with Affiliated University Emergency Physicians to provide temporary emergency room coverage by physicians for the Holmes County Lexington Campus. The agreement is for the period beginning July 1, 2000 through June 30, 2001 and will not exceed \$800,000.
4. Approved request to enter into a collection service contract with Financial Corporation of America for collection of past due patient accounts for the University Hospital and Clinics. The collection fee shall range from 10% to 15% for inpatients and from 18% to 30% for outpatients based on the age of the account. The agreement is for an eighteen month period beginning July 1, 2000 through December 31, 2001. The fee paid should not exceed \$4,000,000 for the eighteen months.
5. Approved request to enter into an agreement with ENVOY/ExpressBill, Inc., to provide receipt of electronic data from the Medical Center, print statements, and affix postage. The agreement is for the period beginning July 1, 2000 through June 30, 2001 and will not exceed \$375,000.
6. Approved request to enter into an agreement with ServiceMaster OneCall to provide grounds maintenance. The agreement is for the period beginning July 1, 2000 through June 30, 2002 with a renewal option for an additional three years and will not exceed \$263,303.
7. Approved request to renew an agreement with Central Billing office, a division of Southern Credit Recovery, Inc., to undertake the billing and collection of self-pay (11% contingency) and third party receivables (15% contingency). This agreement is for a term of one year beginning July 1, 2000 through June 30, 2001 not to exceed \$250,000.
8. Approved request to enter into an agreement with Mississippi Organ Recovery Agency, Inc., to furnish human organs for the purpose of transplantation. This agreement is for the period July 1, 2000 through June 30, 2001 based on estimated fees of \$986,000 for the period.
9. Approved request to renew a service contract with Mississippi Blood Services to purchase human blood and related blood products and provide laboratory procedures and tests. The contract is for the period beginning July 1, 2000 through June 30, 2001, not to exceed \$3,900,000.
10. Approved request to renew an agreement with Valley Innovative Services, Inc., to provide management of food service operations. The annual amount for the period July 1, 2000 through June 30, 2001 is \$278,994.82.
11. Approved request to renew an agreement with U.S. Counseling Services, Inc., for a management program for reducing equipment maintenance cost. The package includes management systems and services, repair data processing and analysis, invoice review and assessment of suitability for payment processing, real time technical assistance and repair information, a maintenance management guide and training for maintenance management. The agreement is for the period July 1, 2000 through June 30, 2001 and will not exceed \$2,000,000.
12. Approved request to renew a clinical equipment services agreement with the ServiceMaster Management Services Company. The extended agreement will guarantee costs for the management of all clinical equipment. The agreement is for the period July 1, 2000 through June 30, 2001 for a monthly amount of \$46,161 or \$553,932 per annum.
13. Approved request to renew an agreement with Paralign Revenue Management, Inc., for the purpose of establishing a Medicaid eligibility program in an attempt to qualify indigent or self-pay patients for Medicaid. The agreement will pay Paralign a contingency fee of 13% of

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all Medicaid approvals through June 30, 2000 and 10.5% of Medicaid approvals from July 1, 2000 through June 30, 2001. The fees will not exceed \$2,000,000 for the contract period and then renewable for on annual extension based on the successful completion of the terms.

System Administration

14. Approved the contract and Rules and Regulations for the Family Medicine Education Loan/Scholarship Program. A copy of the Rules and Regulations and contract is included in the *June 15, 2000 Board Working File*.
15. (UC) Approved an addition to the continuing eligibility requirements for the Critical Needs Teacher Loan/Scholarship Program (CNTP) which will require all recipients to take the Praxis I test by the end of the first year of their scholarship in order to qualify for renewal. CNTP recipients who lose eligibility based on their Praxis I test scores will be eligible for priority consideration as a renewal when this requirement has been met.
16. Approved the following report on Foreign Travel:

Alcorn State University

Moses, Napoleon

Accra, Ghana and Kumasi, Ghana

Jackson State University

Appleton, Kevin

Kwazuluanatal, South Africa (UC)

Guillory, Monique

Haiti, Cuba

Hagelberg, Frank

Menton, France (UC)

Ibitayo, Niyi

Cairo, Egypt

Leszczynski, Jerzy

Menton, France (UC) and Edinburgh, Scotland

Lloyd, Richard E.

Morocco and Tunisia, Africa

Moreland-Young, Curtina

Cairo, Egypt

Prater, Gwendolyn S.

Montreal, Canada

Thomas, Henry G.

Blagoveshchensk, Russia

Mississippi State University

Arner, Dale H.

Calgary, Canada

Brown, Debbie T.

Montreal, Quebec, Canada

Carter, Bradley D.

Whistler, Canada

Chupa, Anna M.

Jerusalem and Bethlehem, Israel

Courson, Jackie L.

San Juan, Puerto Rico

Cruz-Burgos, Jose A.

Saskatoon, Canada

Eddington, David

Montreal, Canada

Edwards-Henry, Jackie

Montreal, Canada

Emplaincourt, Edmond A.

Quebec, Canada

Flores, Marisel Lopez

Saskatoon, Canada

Fowler, James E.

Vancouver, British Columbia, Canada

Gaither, John A.

Whistler, Canada

Hardin, James W.

Jerusalem and Kibbutz Lahav, Israel

Harpole, Sandra H.

Guelph, Ontario, Canada

Huddleston, David H.

Vancouver, Canada

Jacobs, Paul F.

Havana, Cuba

Jayaraman, Buvaneswari

Whistler, Canada

Jayroe, Teresa

Ottawa, Canada

Jiang, Ming-Yee

Whistler, Canada

Kadende, Rose M.

Bujumbura, Burindi (UC)

Karges, Dylan

Jerusalem and Kibbutz Lahav, Israel

Lee, Chien-Chih (James)

Berlin, Germany

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Li, Qiaowu
Liang, Jie
Lokken, Sheri
Lopez, Ana Maria Hernandez de
Lopez, Ana Maria
Lox, John O.
Marcum, David
McPhail, James A.
Miller, John Jay
Nix, Charles L.
Patterson, Kim
Paul, Cynthia J.
Peacock, Evan
Piercey, Rodney
Reddy, Kambham R.
Remotigue, Michael G.
Taylor, Christopher M.
Thompson, Joe
White, Thomas D.

Guelph, Ontario, Canada
Guelph, Ontario, Canada
Sintra, Portugal
Warsaw, Poland
Seville, Spain
Quebec, Canada
Whistler, Canada
San Juan, Puerto Rico
Coventry, United Kingdom
Hong Kong, China
Utrecht, The Netherlands
San Jose, Costa Rica
Havana, Cuba
Strasbourg, France
Hamburg, Germany
Whistler, Canada
La Paz, Mexico (UC)
Whistler, Canada
Toronto, Canada

Mississippi Valley State University

Bland, Constance
Powell, Tyrone
White, Stacy

Helsinki, Finland
Halifax, Nova Scotia
Halifax, Nova Scotia

University of Mississippi

Atkins, Joseph B.
Bobzin, Steven C.
Bolen, Brett
Borne, R. F.
Bougnol, Marie-Laure
Burkepile, Deron
Bush, Larry S.
Cloy, John D.
Davis, James W.
Dula, Jose H.
Flesher, Dale L.
Frankfater, Cheryl
Frink, Dwight D.
Gable, Kelly
Gochfeld, Deborah
Grayzel, Susan R.
Group of Seven Students
Hailman, Lydia
Hobbs, Margie J.
Hodges, Tyler
Holberton, Rebecca L.
Jordan, George L. (Jerry)
Kochenberger, Gary
Landis, Daniel
Lawhead, Pamela B.
McLaughlin, Richard J.
Nichols, James O.
Reidy, James J.

Jena, Germany
Discovery Bay, Jamaica
Rome, Italy
Honolulu, Hawaii
Grenoble, France
Singapore
Cambridge, England
London, England
London and Cambridge, England
Grenoble, France
Madrid, Spain
Lee Stocking Island, Bahamas
Toronto, Ontario, Canada
Sydney, Australia
Lee Stocking Island, Bahamas
London, England
Queretaro, Mexico
Montpellier, France
Toronto, Canada
Discovery Bay, Jamaica
Churchill Manitoba, Canada
Linz, Austria and Helsinki, Finland
Budapest, Hungary
Piltusk, Poland and Rishon Le Zion, Israel
Helsinki, Finland
Honolulu, Hawaii
Berlin, Germany
Osaka, Japan

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Robinson, Terrie L.	Honolulu, Hawaii
Robinson, Robert K.	Toronto, Ontario, Canada
Sabatier, James M.	Honolulu, Hawaii
Sanders, David	Geneve, Switzerland
Seiner, John M.	Maui, Hawaii
Slattery, Mar	Lee Stocking Island, Bahamas and Indonesia
Wascom, Tracy	Montreal, Canada
Womer, N. Keith	Grenoble, France
Young, Teresa	Queretaro, Mexico

University of Mississippi Medical Center

Badr, Ahmed	Zurich, Switzerland
Buttross, Susan	Montreal, Quebec, Canada
Case, Bethany	London, England
Cowan, Bryan D.	Buenos Aires, Argentina
Crook, Errol D.	San Juan, Puerto Rico
Geiss, Roger W.	Vancouver, British Columbia, Canada
Geissler, William B.	Quito, Ecuador
Granger, Joey P.	Stockholm, Sweden
Halaris, Angelos	Brussels, Belgium and Dublin, Ireland
Ho, I. K.	Taipei, Taiwan and Cheju Island, Korea
Holwerda, Barry	London and Cambridge, England
Kalogeras, Konstantine T.	Thessaloniki and Rhodes, Greece
McGinnis, J. Perry	Banff, Alberta, Canada
Piletz, John E.	Brussels, Belgium
Preter, Maurice	London, England
Ray, Kimberly	Montreal, Quebec, Canada
Stockmeier, Craig A.	Brussels, Belgium
Vedanarayanan, V. V.	Dhanvantari Nagar, Podicherry, India
Wofford, Marion R.	San Juan, Puerto Rico
Wyatt, Sharon B.	San Juan, Puerto Rico

University of Southern Mississippi

Bertram, Dean	Canada
Busche, Kim	Canada
Chambers, Douglas	Jamaica (UC), Cuba, and West Africa
Ding, Jiu	China
Elliott, Charles A.	Canada
Farmer, Joe	China
Flanagan, James	Ireland
Hartman, Sherry	Mongolia
Hudson, Tim	France
Keaton, Mignon	Canada
Kendrick, Marvin	Greece
Klinedinst, Mark	Italy and Bulgaria
Lammons, George	Spain, Italy, and Germany
Lea, Jimmy	Scotland
McCormick, C. L.	Hawaii
Nissan, Edward	Greece
Paprzycki, Marcin	Bulgaria (UC) and Switzerland
Petrakis, Peter	Scotland
Polk, Noel	Germany
Rueda-Garcia, Ana Isabel	Mexico
Sanchez, Rafael	Puerto Rico

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Skilling, Ian
Veeramony, Jayaram

Hawaii and Iceland
Australia

FACILITIES

Presented by Mr. John Bowman, Assistant Commissioner
of Construction and Physical Affairs

On motion by Mr. Ross, seconded by Ms. Whitten, and unanimously passed by those present, it was

RESOLVED, That the Board hereby approves **UNANIMOUS CONSENT** items #1, #2, #3, #4, and #9 of the report on Facilities. Agenda item #5 passed on a split vote as shown below. Agenda items #6 - #8, and #10 - #35 were approved on a separate motion by Mr. Crawford, seconded by Dr. Davidson, and unanimously passed by those present.

Jackson State University

- 1. (UC) Approved bids and award of contract in the amount of \$321,000 to the low bidder, AAIM Construction & Renovation, for **IHL #203-128, Campus Grill Renovation**. Funds are available in the university’s capital improvement funds.
- 2. (UC) Approved request for a one year lease, with an option to renew for an additional year, for a home for the President pending the construction of a new President’s home. The monthly rental shall not exceed \$2,000. The agreement is subject to approval by the Attorney General’s office.

Mississippi State University

- 17. (UC) Approved Deed of Trust by Phi Delta House Corporation of Chi Omega Fraternity to refinance the existing mortgage by adding \$70,000 to the original note for repairs and renovations to the house. The term of the refinanced loan is expected to be between ten and fifteen years.
- 18. (UC) Approved bids and award of contract in the amount of \$19,639,000 to the low bidder, Roy Anderson Corporation, for **IHL #205-186, Davis Wade Stadium** at Scott Field. Funds are available in the amount of \$14,500,000 from MSU EBC bonds and in the amount of \$6,500,000 from short term loans (five years), for a total budget of \$21,000,000. Bids were as follows:

Contractor	Base Bid	Alternates
1. Roy Anderson Corporation	\$18,690,000	1. \$ 524,000 2. \$2,100,000 3. \$ 425,000
2. JESCO, Inc.	\$18,838,000	1. \$ 524,000 2. \$2,563,000 3. \$ 445,000

- 19. Approved a fifty year lease with a renewal option of an additional 20 years for 29.067 acres of land from Biloxi Public School District for the purpose of constructing the **Coastal Mississippi Research and Extension Center, GS #113-079**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$750,000 from H.B. 1843, Laws of 1997, and in the amount of \$3,000,000 from S.B. 3254, Laws of 1998.
A motion was made by Mr. Crawford, seconded by Mr. Ross to approve the lease listed above. The motion passed on a 8 to 3 vote with Mr. Roy Klumb absent and not voting. Board members voting for the motion were: Mr. Bill Crawford, Mr. Thomas Colbert, Dr.

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Stacy Davidson, Mr. Bryce Griffis, Mr. Carl Nicholson, Dr. Bettye Neely, Mr. Scott Ross, and Ms. Amy Whitten. Board members **voting against the motion were Ms. Ricki Garrett, Dr. D. E. Magee, and Ms. Virginia Shanteau Newton.**

20. Approved request to grant Four-County Electric Power Association a right-of-way easement through a portion of the MSU Animal Research Center.

Mississippi Valley State University

21. Approved Change Order #3 for **Mississippi Hall Renovations, GS #106-165**, in the amount of \$3,329.28 and request approval by the Bureau of Buildings. The change order will implement changes needed to meet code standards on the fire alarm system. Funds are available from S.B. 1675, Laws of 1999.
22. Approved request for a resolution to authorize the incorporation of an Educational Building Corporation as a public non-profit educational corporation. The Corporation shall be known as Mississippi Valley State University Educational Building Corporation under the authority of Miss. Code Ann. §37-101-61 through §37-101-71 (1972). A copy of the resolution is included in the *June 15, 2000 Board Working File*.
23. (UC) Approved Change Order #3 in the amount of \$20,7951 for **GS #106-166, Edna Horton Renovations**, and request approval by the Bureau of Buildings. The change order is needed to complete structural details in the project which have safety implications. Funds are available from H.B. 1675, Laws of 1999.

University of Mississippi

24. Approved Change Order #12 in the amount of \$57,000 for **National Food Service Management Institute, GS #107-221**, and request approval by the Bureau of Buildings. The change will provide for the addition of an elevator. Funds are available from the Bureau of Buildings, a USDA grant, and university self-generated funds.
25. Approved Change Order #1 in the amount of \$28,434 for **Law School Structural Repairs, GS #107-245**, and request approval by the Bureau of Buildings. The change will provide for two coats of enamel to the new structural steel roof support system and refinish and install forty-four weld plate connectors. Funds are available in the amount of \$250,000 from the project budget.
26. Approved Change Order #6 in the amount of \$3,941 for **Lyceum Renovation, GS #107-204**, and request approval by the Bureau of Buildings. The change will provide for mechanical changes and various adjustments requested by the owner. Funds are available in the project budget.
27. Approved request to enter into a lease agreement with Crye-Leike Realty on behalf of Randolph Friedman, President of Michigan Limited Liability Company, for the period July 1, 2000 through September 30, 2004 to lease office space in the amount of \$3.00 per square foot for 12,460 square feet of space. Funds are available from program income generated through the sale and distribution of USDA and institute-created products.
28. Approved selection of Belinda Stewart Architects, P. A., as project design professionals for **IHL #207-187, Oxford Depot Renovation**. Funds are available from Federal TEA-21 sources through MDOT and university in-kind matches for a total budget of \$937,000.

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29. Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #207-183, South Endzone Enclosure–Vaught Hemingway Stadium**. Funds are available in the amount of \$24,785,340 from the sale of EBC bonds and private donations.
30. Approved construction documents and authorize the advertisement for the receipt of bids for **IHL #207-182, New Track Facility**. The estimated budget is \$2,899,870 of which items worth \$431,512 are expected to be in-kind contributions and the remaining funds are available by private donations.
31. Approved initiation of **IHL #207-190, East Parallel Taxiway–University/Oxford Airport**, and the selection of Neel-Schaffer, Inc, as project professionals. Funds are available in the amount of \$2,265,598 from an F.A.A. Airport Improvement Program grant, in the amount \$125,866 from a MDOT grant, and in the amount of \$125,866 from the University Airport operating account for a total budget of \$2,517,330.
32. Approved schematic documents for **GS #107-227, Faser Hall Renovations**, and request approval by the Bureau of Buildings. Funds are available from an NIH grant, matching university fund sources, and from S.B. 1843, Laws of 1997, for a total budget of \$3,300,000.

University of Mississippi Medical Center

33. Approved Change Order #1 in the amount of \$3,442 with no increase in contract time for **Perimeter Fencing ‘99, IHL #209-411**. The change will furnish all labor and equipment to remove trees along the fence line. Funds are available in the project budget from hospital patient revenue.
34. Approved Change Order #1 for a decrease in the contract sum in the amount of \$1,867 and an increase in contract time of seventy-eight calendar days for **New Parking Area ‘99, IHL #209-406**. The change order will allow for the changes in the scope of required work as requested by the user. Funds are available in the project budget from interest income.
35. Approved Change Order #5 in the amount of \$1,278 with an increase in contract time of seventy-two calendar days for **LB828 Building Renovations, IHL #209-391**. The change will repair the existing HVAC unit and add one smoke detector. Funds are available in the project budget from interest income.
36. Approved bids and award of contract in the amount of \$72,945 to the low bidder, FlagStar Construction, for **L115 Renovation, IHL 209-416**. Funds are available in the project budget from interest income and indirect cost.
37. Approved bids and award of contract in the amount of \$49,932 to the low bidder, Paul Rowell Roofing, for **Re-Roof Building LK, IHL #209-418**. Funds are available in the project budget from interest income.
38. Approved Change Order #27 for **IHL #209-281, Perinatal Center**, in the amount of \$38,511 with an increase in contract time of 179 calendar days. The change will adjust contractual allowances and provide for owner requested changes. Funds are available from Medical Center EBC bonds.
39. Approved the Fourteenth Amendment to the Jackson Medical Mall to obtain additional space for an outpatient dialysis facility. The Phase I lease space is 9,826 square feet at \$5.00 per square foot for an annual cost of \$49,130. The common area maintenance fees will be \$2.50 per square foot for 2,320 square feet (Phase II) or \$5,800 per year. This maintenance fee is

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adjusted annually beginning the fourth year of occupancy. The total annual lease costs for Phase I (9,826 square feet) and Phase II (2,320 square feet) will be \$54,930 beginning October 1, 2000.

40. Approved initiation of **Campus Site Improvements/Repairs, IHL #209-419**, and appointment of Dean and Dean/Associates Architects, P.A., as project professionals. Funds are available in the amount of \$475,000 from patient revenues.
41. Approved contract documents for **HRP Interior Renovations '99, IHL #209-414**, and authorize the advertisement for the receipt of bids. Funds are available in the amount of \$1,250,000 from interest income.
42. Approved initiation of **Chiller #8, Cooling Tower #6 Replacement, IHL #209-420**, and appointment of Eldridge Associates, P.A., as project professionals. Funds are available in the amount of \$900,000 from hospital allocation patient revenue.

University of Southern Mississippi

43. Approved construction documents, authorize the advertisement for the receipt of bids, and request approval by the Bureau of Buildings for **GS #108-166, Fairchild Complex**. Funds are available in the amount of \$2,500,000 from H.B. 1666, Laws of 1996, and in the amount of \$2,500,000 from the USM Alumni and Foundation, for a total budget of \$5,000,000.
44. Approved bids and award of contract in the amount of \$174,180 to the low bidder, Starks Construction Company, for **GS #108-180, Motor Pool/Grounds Facility, USM–Gulf Park**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$188,997.94 from S.B. 3251, Laws of 1998, and in the amount of 211.15 from H.B. 1666, Laws of 1996, for a total budget of \$189,209.09. Bids were as follows:

Contractor	Base Bid	Alternates
1. K. E. L. Construction Co., Inc.	\$185,950	1. (\$ 1,560) 2. (\$ 1,950) 3. (\$ 1,360) 4. (\$ 6,762)
2. MLH Inc.	\$186,070	1. (\$ 800) 2. (\$ 1,395) 3. (\$ 975) 4. (\$ 4,215)
3. J. W. Puckett & Co., Inc.	\$192,400	1. (\$ 1,580) 2. (\$ 1,290) 3. (\$ 1,700) 4. (\$12,120)
4. Starks Contracting Co., Inc.	\$193,800	1. (\$ 1,360) 2. (\$ 1,360) 3. (\$ 2,300) 4. (\$14,600)
5. Beacon Contractors, Inc.	\$194,372	1. (\$ 1,624) 2. (\$ 1,328) 3. (\$ 2,117) 4. (\$14,500)
6. J. O. Collins Contractor, Inc.	\$198,500	1. (\$ 1,300) 2. (\$ 1,900) 3. (\$ 2,300) 4. (\$12,000)
7. George P. Hopkins, Inc.	\$203,520	1. (\$ 1,000)

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|---|-----------|---------------|
| | | 2. (\$ 1,240) |
| | | 3. (\$ 1,165) |
| | | 4. (\$11,850) |
| 8. Samuel B. Day Construction, Inc. | \$208,900 | 1. (\$ 975) |
| | | 2. (\$ 1,325) |
| | | 3. (\$ 2,600) |
| | | 4. (\$11,400) |
| 9. Schwegman Constructors & Engineers, Inc. | \$211,488 | 1. (\$ 1,568) |
| | | 2. (\$ 1,344) |
| | | 3. (\$ 1,276) |
| | | 4. (\$ 7,740) |
| 10. Pellerin Construction, Inc. | \$217,200 | 1. (\$ 1,500) |
| | | 2. (\$ 1,400) |
| | | 3. (\$ 1,200) |
| | | 4. (\$15,200) |
| 11. Addison Construction, Inc. | \$223,800 | 1. (\$ 780) |
| | | 2. (\$ 650) |
| | | 3. (\$ 1,300) |
| | | 4. (\$11,800) |
45. Approved construction documents, authorize the advertisement for the receipt of bids for **GS #108-191, Adv. Ed./Lib/Infrastr.–Constr., USM–Gulf Park**, and request approval by the Bureau of Buildings. Funds are available in the amount of \$3,650,000 from H.B. 1702, Laws of 1995, in the amount of \$6,000,000 from S.B. 3254, Laws of 1998, in the amount of \$3,000,000 from H.B. 1675, Laws of 1999, and in the amount of \$2,000,000 from Harrison County and Municipalities, for a total budget of \$14,650,000.
46. Approved schematic design phase and request to proceed with the design development phase for **IHL #208-247, Chiller Replacement Panhellenic Residence Hall**. Funds are available in the amount of \$1,600,000 from SMEBC.
47. Approved request to initiate the **2001 Roofing Project** and selection of Slaughter/Alfred/McNabb Architects as project professionals. Funds are available in the amount of \$558,000 from S.B. 3315, Laws of 2000.
48. Approved request to initiate the **Preplanning for Music Facility Project**. Funds are available in the amount of \$500,000 from S.B. 3315, Laws of 2000.
49. Approved request to initiate the **Campus Technology Infrastructure Improvements Project** to prepare requests for proposals and to advertise and receive bids for equipment to be purchased and supplied. Funds are available in the amount of \$500,000 from S.B. 3315, Laws of 2000.

BOARD DINNER

Mr. Carl Nicholson thanked Dr. Clinton Bristow, President of Alcorn State University, and his faculty and staff for hosting the June 15, 2000 Board dinner.

PRESIDENTS' COUNCIL

Presented by Dr. Clinton Bristow, Jr., President

1. **Call to Order**

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The meeting and retreat convened on Tuesday, June 13 at 5:00 p.m. in the Board Room of the University of Mississippi Medical Center.

Dinner on the evening of June 13 was provided by UMMC. The opening session adjourned at 9:15 p.m. The retreat was convened at 8:00 a.m. on Wednesday, June 14, 2000 with breakfast provided by UMMC.

2. **What Should We Know About Each Other?**

Following a discussion of objectives of the retreat, the retreat began with institutional executive officers (IEOs) presenting “talking points” about their respective institutions. Summaries from each institution will be compiled for distribution and marketing purposes by the Commissioner.

The discussions reinforced the operating premise of the IHL Board: The IHL system consists of institutions that are unique in their own rights by virtue of their configurations of programs and emphasis areas. Institutional individuality should be celebrated and further collaborative efforts and planning by the Board and Institutions should respect these distinctions and how they strengthen the IHL system ultimately.

3. **How Can We Foster An Effective Working System?**

This session, led by Chancellor Khayat, focused initially upon constraints on effective working relationships among IHL institutions, with emphasis upon time constraints imposed by meeting schedules, partisanship in dealings among IHL institutions and with Board members, institutional competition, and communications and trust.

The Council members acknowledged that each institution is a shareholder in the system and thus must promote trust with the others by open dealings and respect for institutional differences and strengths. It was acknowledged that such issues as Board composition give rise to concerns and that lack of a comprehensive plan stipulating institutional missions and roles leads inevitably to conflicts. Issues of the roles and places of the several types of IHL institutions were discussed.

Core missions of the institutions were discussed generally, and Commissioner Layzell asked that IEOs present written statements of their core missions with emphasis upon how these missions relate to the missions of the other IHL institutions. These statements are to be submitted to Commissioner Layzell prior to the July 12 meeting.

There followed a discussion of several major policy issues that affect attitudes of cooperation and prospects for collaboration. Among these are:

- a. Implementation of the multi-institutional center on the Gulf Coast;
- b. Cooperation among the two land-grant institutions, Alcorn State University and Mississippi State University;
- c. Opportunities for further involving IHL institutions in collaborative research and teaching at Stennis Space Center;
- d. Opportunities for institutions to join with the Gulf Coast Research Laboratory, especially joint efforts among The University of Mississippi, Mississippi State University, and The University of Southern Mississippi in areas of mariculture and aquaculture work; and
- e. Possible collaboration in working to attract further research activities and private sponsorship/research and development programs to Cedar Point.

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There was a lengthy discussion of the USMGC expansion into freshman and sophomore curricula, and the Council decided to establish a committee within the Council to explore options for a different approach than the proposed USMGC undergraduate program expansion. (Dr. Fleming abstained.) In discussions of the implications of a court ruling and the prospect of continued efforts by private parties on the Gulf Coast to pursue an outcome favorable to USMGC expansion, Dr. Fleming asked that he be excused from his term as chair of the Council because of the implications of the Gulf Coast litigation and pursuit of further remedies with which the Council members may disagree. His request was granted, and it was agreed that Dr. Bristow will continue as chair for another term with Dr. Fleming continuing to serve as secretary of the Council.

These discussions were concluded with the suggestion that Dr. McHenry, Dr. Baxter, and Mr. Rhodes be asked to prepare a list of potential areas of collaboration that the Council of Presidents can review. It was agreed that these should be as specific as possible in order to make discernible progress from the outset.

4. **How Can We Cope With Looming Long-Range Budget Problems?**

Following conclusion of the presentations on the respective institutions, the group discussed the general outlook for funding of IHL during FY 2002. Commissioner Layzell discussed the format for the IHL Board meeting and gave a brief summary of agenda items. He also presented to the Council summary information on FY 2001 distributions of the IHL appropriation. A general discussion followed.

The Council discussed the FY 2002 budget request, and it was suggested that a meeting be convened on July 12 to formulate a precise recommendation for Board consideration. The Council expressed a general consensus that IHL should request (1) restoration of FY 2001 funds lost this legislative year and (2) funds for a staff/faculty salary increase. The group agreed that further thought would be given to this issue and a consensus reached at the upcoming meeting of IEOs.

In the meantime, the Council should pursue closer working relationships with – and financial and other support from – the Mississippi Department of Economic and Community Development, Mississippi Technology Incorporated, and the Mississippi Economic Development Partnership, in particular. These organizations can adopt the theme of higher education needs and help us to shape a public strategy for communicating our messages of opportunity and need to the public and to decision makers.

5. **How Can We Relate As Institutions and As a System to Our External Constituents?**

There was strong agreement that each institution and the IHL system as a whole should place the highest priority upon telling our story to legislators, other government officials, local civic groups, and especially organizations in the public and private sector engaged in economic development. In short, we must indicate the importance of our strength as economic development engines and explain in specific terms how we impact economically on our state and our communities. It is not enough for us simply to request funding for programs; we must show the positive impact that these programs have on the development of our state socially and culturally and broadening and strengthening of its economic base.

It was agreed that in addition to studies of economic impact done by the respective IHL institutions IHL should prepare a system-wide report on economic impact to be distributed widely and used as a basis for discussions of needs for expanded funding for higher education.

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6. Further Actions

The Council proposed formation of the following committees or task forces to continue work on the topics indicated. Chairs of these committees will consult with Council members to determine members' interests and then make assignments.

- Task Force on Higher Education on the Gulf Coast (Chancellor Khayat, Chair)
- Task Force on *Ayers* (Lester Newman, Chair, Charles Lee)
- Task Force on Funding Disparity (David Potter, Chair, Ronald Mason)
- Task Force on Maintaining the Momentum–Partnership for Higher Education (5 Year Funding Plan) (Malcolm Portera, Chair, Clyda Rent, Charles Lee)

Also, the Council agreed to work with the Commissioner to develop an Economic Impact Statement.

COMMITTEE REPORTS

**Academic Affairs Committee
Thursday, June 15, 2000**

The Committee was brought to order by Mr. Colbert, Chair. The following item was discussed:

1. Policy on New Academic Programs and Units

On motion by Mr. Crawford, seconded by Dr. Davidson, and unanimously passed by those present, the Committee recommended that the Board accept the amendment to the *Board Policies and Bylaws*–New Academic Programs and Units.

No further action was taken.

The following Committee members were present: Mr. Colbert (Chair), Mr. Crawford, Dr. Davidson, Ms. Garrett, Mr. Griffis, Mr. Klumb, Dr. Neely, Mr. Nicholson, Ms. Newton, Mr. Ross, and Ms. Whitten. Dr. Magee was absent.

**Student Affairs Committee
Thursday, June 15, 2000**

The Committee was brought to order by Ms. Garrett, Chair. The following items were discussed:

1. Rules and Regulations

On motion by Mr. Griffis, seconded by Ms. Whitten, and unanimously passed by those present, the Committee recommended that the Board approve the rules and regulations for the Family Medicine Education Loan/Scholarship Program.

2. CNT Loan/Scholarship

On motion by Ms. Newton, seconded by Mr. Crawford, with Mr. Klumb voting against the motion, the Committee recommended that the Board approve an addition to the continuing eligibility requirements for the Critical Needs Teacher Loan/Scholarship effective beginning 2001-2001.

3. CSAO Retreat

Dr. William McHenry, Assistant Commissioner of Academic Affairs, gave a presentation on the topics of priority to be discussed at the June 27-June 29 Chief Student Affairs Officers' Retreat.

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No further action was taken.

The following Committee members were present: Ms. Garrett (Chair), Mr. Colbert, Mr. Crawford, Dr. Davidson, Mr. Griffis, Mr. Klumb, Dr. Magee, Dr. Neely, Mr. Nicholson, Ms. Newton, Mr. Ross, and Ms. Whitten.

**Technology/Accessibility Committee
Thursday, June 15, 2000**

The Committee was brought to order by Ms. Newton, Chair. The following item was discussed:

1. Campus Connectivity

The Committee received a presentation by Mr. Al Lind, Assistant Commissioner of Technology, on campus connectivity along with a handout evidencing campus connectivity and the following elements:

- a. Number of connections for computers in classrooms;
- b. Average number of connections for computers in dorm rooms;
- c. Number of connections in classrooms or offices;
- d. Percentage complete;
- e. Number of computers in laboratories;
- f. Number of students per laboratory computer;
- g. Number of computers not in laboratories; and
- h. Number of computers per faculty/staff.

The Committee also received a document entitled, "Can EdNet Help Close Mississippi's Digital Divide" to discuss at a future date.

No action was taken.

The following Committee members were present: Ms. Newton (Chair), Mr. Colbert, Mr. Crawford, Dr. Davidson, Ms. Garrett, Mr. Griffis, Mr. Klumb, Dr. Magee, Dr. Neely, Mr. Nicholson, Mr. Ross, and Ms. Whitten.

**Intercollegiate Athletics Committee
Thursday, June 15, 2000**

The Committee was brought to order by Mr. Griffis, Chair. The following item was discussed:

2. USM Sports Marketing Agreement

On motion by Mr. Colbert, seconded by Mr. Ross, with Mr. Nicholson abstaining, the Committee recommended that the Board approve the request by The University of Southern Mississippi to enter into a contract with International Sports Properties, Inc., for a sports marketing agreement. This contract is contingent upon the Attorney General's approval. Further, if Section III is implemented any negotiated agreement will be brought back to the Board for approval.

No further action was taken.

The following Committee members were present: Mr. Griffis (Chair), Mr. Colbert, Mr. Crawford, Dr. Davidson, Ms. Garrett, Mr. Klumb, Dr. Magee, Dr. Neely, Ms. Newton, Mr. Nicholson, Mr. Ross, and Ms. Whitten.

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**Building/Facilities Committee
Thursday, June 15, 2000**

The Committee was brought to order by Mr. Klumb, Chair. The following items were discussed:

2. **Universities Facilities' Requests**

On motion by Mr. Klumb, seconded by Ms. Newton, and unanimously passed by those present, the Committee separated from the other Facilities items for discussion the MSU item concerning the Coastal Mississippi Research and Extension Center Project.

A motion was made by Mr. Nicholson, seconded by Mr. Crawford, **to approve the long term lease of 29 acres of land from Biloxi Public School District for the purpose of constructing the Coastal Mississippi Research and Extension Center project.**

A substitute motion was made by Ms. Garrett, seconded by Dr. Magee, **to require that a formal written agreement be prepared with stipulations of showing joint collaboration between Alcorn State University and Mississippi State University. Further, the lease would be approved with the understanding that as other activities evolve agreements on the joint use will be developed.** This motion **failed** on a 5 to 7 vote. Committee members voting for the motion were Ms. Ricki R. Garrett, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye H. Neely, and Ms. Virginia Shanteau Newton. Committee members **voting against the motion were Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Mr. Bryce Griffis, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten.**

The original motion **passed** on a 7 to 5 vote. Committee members voting for the motion were Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Mr. Bryce Griffis, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten. Committee members **voting against the motion were** Ms. Ricki R. Garrett, Mr. Roy Klumb, Dr. D. E. Magee, Dr. Bettye H. Neely, and Ms. Virginia Shanteau Newton.

On motion by Mr. Nicholson, seconded by Mr. Crawford, and unanimously passed by those present, the Committee recommended that the Board approve the remaining university facilities' requests.

3. **FY2001 Facilities Maintenance Plans**

On motion by Mr. Klumb, seconded by Dr. Davidson, and unanimously passed by those present, the Committee recommended that the Board approve the facilities maintenance plans that the universities have submitted for FY2001.

4. **MVSU - Education Building Corporation**

On motion by Mr. Klumb, seconded by Ms. Newton, and unanimously passed by those present, the Committee recommended that the Board approve the creation of an Education Building Corporation at Mississippi Valley State University.

5. **Point Cadet**

The Committee received a status report concerning Point Cadet. On motion by Ms. Whitten, seconded by Ms. Garrett, with Mr. Klumb voting against the motion, the Committee recommended that the Board authorize the next planning step of the proposed "Gateway to the Gulf" facilities at Point Cadet.

6. **Policy on Environmental Report**

On motion by Mr. Colbert, seconded by Mr. Crawford, and unanimously passed by those present, the Committee recommended that the Board accept the amendment to the *Board Policies and Bylaws*—Environmental Report.

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No further action was taken.

The following Committee members were present: Mr. Klumb (Chair), Mr. Colbert, Mr. Crawford, Dr. Davidson, Ms. Garrett, Mr. Griffis, Dr. Magee, Dr. Neely, Ms. Newton, Mr. Nicholson, Mr. Ross, and Ms. Whitten.

**Planning, Budget & Financial Affairs Committee
Thursday, June 15, 2000**

The Committee was brought to order by Mr. Crawford, Chair. The following items were discussed:

1. **Independent Audit**
On motion by Mr. Crawford, seconded by Ms. Whitten, and unanimously passed by those present, the Committee recommended that the Board approve the request by Mississippi University for Women to contract with an independent certified public accounting firm to perform a financial audit for the year ended June 30, 2000.
2. **Automobile Liability Policy**
On motion by Mr. Crawford, seconded by Dr. Neely, and unanimously passed by those present, the Committee recommended that the Board accept the amendment to the *Board Policies and Bylaws*—Tort Claims Fund; Automobile Liability.
3. **Request to Re-Budget**
On motion by Mr. Crawford, seconded by Ms. Garrett, and unanimously passed by those present, the Committee recommended that the Board receive the Commissioner's report to re-budget categories of The University of Mississippi's Intercollegiate Athletics and the Auxiliary Enterprises Budgets pursuant to Section 701.06 of the *Board Policies and Bylaws*.
4. **FY2000 Report on E & G Scholarship and Fellowship Expenditures**
On motion by Ms. Ross, seconded by Mr. Griffis, and unanimously passed by those present, the Committee accepted the report of FY2000 E & G Scholarship and Fellowship Expenditures. This item will be placed on the committee agenda for July.
5. **FY 2001 Athletic Budgets**
On motion by Mr. Nicholson, seconded by Mr. Griffis, and unanimously passed by those present, the Committee recommended that the Board approve the FY2001 Athletic Budgets.
6. **FY2001 Operating Budgets**
On motion by Mr. Griffis, seconded by Mr. Nicholson, and unanimously passed by those present, the Committee recommended that the Board approve the FY2001 Operating Budgets for the eight universities and separately budgeted units.
7. **FY2002 Budget Process and Priorities**
On motion by Ms. Whitten, seconded by Mr. Nicholson, and unanimously passed by those present, the Committee recommended that the Board add restoration of funding to the FY2002 budget process and priorities.
8. **Institutional Mission Statements**
The Committee received the institutional mission statements.
9. **Policy Agenda**
The Committee discussed the following policy agenda:
 1. Affordability and Access;
 2. Economic Development; and

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3. **Technology.**

The policy agenda will be taken up again in July and will be discussed at the August Board Retreat.

10. **Information Items**

The Committee received the Mississippi Institutions of Higher Learning Minority Purchases Report FY2000 and The University of Mississippi Energy Services Contract Progress Review May 10, 2000 - June 10, 2000.

No further action was taken.

The following Committee members were present: Mr. Crawford (Chair), Mr. Colbert, Dr. Davidson, Ms. Garrett, Mr. Griffis, Mr. Klumb, Dr. Magee, Dr. Neely, Ms. Newton, Mr. Nicholson, Mr. Ross, and Ms. Whitten.

**Legal Committee
Thursday, June 15, 2000**

The Committee was brought to order by Dr. Magee, Chair. The following items were present:

1. **MUW Agreement**

On motion by Dr. Magee, seconded by Ms. Newton, and unanimously passed by those present, the Committee recommended that the Board approve the request for an agreement between Mississippi University for Women and Columbus Municipal School District.

2. **UMMC–Outside Counsel**

On motion by Mr. Crawford, seconded by Mr. Nicholson, and unanimously passed by those present, the Committee recommended that the Board approve the request by the University of Mississippi Medical Center to employ Mr. William H. Needle with the firm of Needle & Rosenberg, P. C., to provide legal services as patent counsel.

On motion by Mr. Crawford, seconded by Mr. Nicholson, and unanimously passed by those present, the Committee recommended that the Board approve the request by the University of Mississippi Medical Center to retain the law firm of Taylor, Covington & Smith, P. A., to review relevant documents and other activities deemed necessary for preparation of title opinions and related documents for real estate matters regarding donated pieces of property and purchase and sale of properties.

3. **Guidelines for Outside Counsel**

The Committee discussed the Guidelines for Retention and Payment of Outside Counsel. This item will be brought to the Board in July as a policy.

4. **Other Business**

On motion by Mr. Crawford, seconded by Mr. Nicholson, and unanimously passed by those present, the Committee recommended an increase in the hourly fee for the law firm of Watkins & Eager from \$140 to \$160. The last increase in fees occurred in March of 1997.

5. **Executive Session**

On motion by Mr. Crawford, seconded by Ms. Newton, and unanimously passed by those present, the Committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Mr. Nicholson, and unanimously passed by those present, the Committee **voted to go into Executive Session**, for the reason later reported by the Chair in Open Session and stated in these minutes, as follows:

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Discussion of a Medical Malpractice Claim at the University of Mississippi Medical Center;
Discussion of Workers' Compensation Claim at the University of Mississippi Medical Center; and
Discussion of an Investigation at The University of Southern Mississippi involving a violation of law.

On motion by Dr. Magee, seconded by Ms. Garrett, and unanimously passed by those present, the Committee voted to return to Open Session.

The following report on the Executive Session was given by the Chair:

On motion by Mr. Colbert, seconded by Dr. Davidson, and unanimously passed by those present, the Committee recommended that the Board approve the settlement of the medical malpractice claim at the University of Mississippi Medical Center.

On motion by Ms. Whitten, seconded by Mr. Ross, and unanimously passed by those present, the Committee recommended that the Board approve the Workers' Compensation claim at the University of Mississippi Medical Center.

The Committee received information concerning an ongoing investigation at The University of Southern Mississippi involving a violation of law.

No further action was taken.

No further action was taken.

The following Committee members were present: Dr. Magee (Chair), Mr. Colbert, Mr. Crawford, Dr. Davidson, Ms. Garrett, Mr. Griffis, Dr. Neely, Ms. Newton, Mr. Nicholson, Mr. Ross, and Ms. Whitten. Mr. Klumb was absent.

**Ayers Implementation Committee
Thursday, June 15, 2000**

The Committee was brought to order by Mr. Nicholson, Chair. The following items were discussed:

1. Executive Session

On motion by Mr. Crawford, and unanimously passed by those present, the Committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Ms. Newton, and unanimously passed by those present, the Committee **voted to go into Executive Session**, for the reason later reported by the Chair in Open Session and stated in these minutes, as follows:

Discussion of Budget Revisions for *Ayers* Program Funds at Jackson State University and Mississippi Valley State University;
Discussion of the FY2001 *Ayers* Implementation Expenditures;
Discussion of the Endowment Trust Fund Expenditure Guidelines; and
Discussion of the Cooperative Pharmacy Initiative.

On motion by Mr. Crawford, seconded by Ms. Garrett, and unanimously passed by those present, the Committee voted to return to Open Session.

The following report on the Executive Session was given by the Chair:

On motion by Ms. Whitten, seconded by Ms. Newton, and unanimously passed by

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those present, the Committee recommended that the Board approve the request from Jackson State University to revise the *Ayers* Program Funds budget subject to review by the Court. On motion by Mr. Crawford, seconded by Ms. Whitten, and unanimously passed by those present, the Committee recommended that the Board authorize the Commissioner and legal counsel to meet with Dr. Lester Newman, President of Mississippi Valley State University, to make budget changes.

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On motion by Ms. Whitten, seconded by Dr. Neely, and unanimously passed by those present, the Committee recommended that the Board approve the FY2001 *Ayers* Implementation expenditures subject to review by the Court.

The Committee received the Endowment Trust Fund Guidelines.

The Committee discussed the Cooperative Pharmacy Initiative.

No further action was taken.

2. Executive Session

On motion by Mr. Crawford, and unanimously passed by those present, the Committee voted to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Ms. Whitten, with Mr. Ross abstaining, the Committee **voted to go into Executive Session**, for the reason later reported by the Chair in Open Session and stated in these minutes, as follows:

Discussion of *Ayers* Litigation.

On motion by Mr. Crawford, seconded by Ms. Newton, and unanimously passed by those present, the Committee voted to return to Open Session.

The following report on the Executive Session was given by the Chair:

The Committee received an update on the *Ayers* case.

No action was taken.

The following Committee members were present: Mr. Nicholson (Chair), Mr. Colbert, Mr. Crawford, Dr. Davidson, Ms. Garrett, Mr. Griffis, Dr. Magee, Dr. Neely, Ms. Newton, Mr. Ross, and Ms. Whitten. Mr. Klumb was absent.

OTHER BUSINESS

1. Mr. Nicholson thanked the Foundations for their assistance and support. A motion was made by Mr. Nicholson, seconded by Mr. Colbert, for the Foundations to send any information concerning any changes in the supplements for this year to Mr. Nicholson and Dr. Layzell who will then report back to the Board. The motion passed on an 8 to 2 vote, with Mr. Roy Klumb absent and not voting and Mr. Bryce Griffis abstaining. The following Board members voted for the motion were: Mr. Thomas Colbert, Mr. Bill Crawford, Dr. Stacy Davidson, Dr. D. E. Magee, Dr. Bettye Neely, Mr. Carl Nicholson, Mr. Scott Ross, and Ms. Amy Whitten. Board members **voting against the motion were Ms. Ricki Garrett and Ms. Virginia Shanteau Newton.**
2. Mr. Nicholson asked that any items that the Board or the presidents would like to see added to the August Board Retreat agenda should be given to Dr. Layzell.

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ADJOURNMENT

There being no further business to come before the Board, on motion by Ms. Whitten, seconded by Mr. Ross, the Board members voted unanimously to adjourn.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

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Exhibits

Exhibit 1	Resolution commending the memory of Dr. Samuel B. Johnson.
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